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UNITED STATES PATENT & TRADEMARK OFFICE
UNDER SECRETARY OF COMMERCE FOR
INTELLECTUAL PROPERTY AND DIRECTOR OF THE
UNITED STATES PATENT AND TRADEMARK OFFICE
Washington, D.C. 20231

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In re Application of
Larry Perrault et al
Application No. 09/713,296
Filed: November 16, 2000
For: ROOF TRUSS

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: DECISION ON PETITION
: TO WITHDRAW THE
: HOLDING OF ABANDONMENT

This is in reply to applicant's petition to withdraw the holding of abandonment, filed in the United States Patent and Trademark Office on November 4, 2002 and supplemented on November 11, 2002. There is no fee for this petition.

The petition is **GRANTED**.

A review of the file record indicates that an Office action was mailed on April 23, 2002 wherein a three-month shortened statutory period for response was set. Since no response has been matched with the file, the application is technically abandoned, although no Notice of Abandonment has been mailed.

Applicant's petition includes a copy of an amendment bearing a Certificate of Transmission date of July 16, 2002 signed by Eileen Lucas. The petition includes a statement by Eileen Lucas attesting to the personal knowledge of transmitting the response via facsimile transmission on July 16, 2002. This is acceptable evidence that a timely response was filed.

Since a timely response to the Office letter was filed, the holding of abandonment is withdrawn and the application is restored to pending status. The application is being forwarded to the Supervisory Legal Instruments Examiner for entry of the response and then to the Primary Examiner for prompt action on the merits of the claims.

Telephone inquiries relative to this decision should be directed to Special Programs Examiner Kenneth J. Dorner at (703) 308-0866.

A handwritten signature in cursive script, appearing to read "Kenneth J. Dorner".

Kenneth J. Dorner
Special Programs Examiner
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